

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

In re:

Case No. 13-48162

WILLIAM NELSON NEWMAN,  
and  
MARY LOU NEWMAN,

Chapter 7

Judge Thomas J. Tucker

Debtors.

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**ORDER REGARDING FIRST AND FINAL FEE APPLICATION  
OF ATTORNEY FOR THE CHAPTER 7 TRUSTEE**

This case is before the Court on the fee application of the attorney for the Chapter 7 Trustee, filed on October 15, 2014, in a document entitled "First and Final Application of Attorney (No Notice Required) for Trustee for Services Rendered Between July 15, 2014 Through October 15, 2014" (Docket # 37), seeking fees in the amount of \$950.00 and expenses in the amount of \$2.19. The Chapter 7 Trustee has not yet filed his final report in this case. The Court notes that the fees requested (\$950.00) plus the fees already approved on an interim basis for the Trustee's prior counsel (\$900, *see* Docket # 29) total \$1,850.00, and if the Trustee requests the maximum fee permitted by 11 U.S.C. § 326(a), that fee request would be \$1,097.50, such that all fees requested would total \$2,947.50, which would equal 67% of the total assets in the estate (\$4,390.00). In that event, the Court would question whether the interim and requested fees in this case, in the aggregate, are excessive, and likely would schedule a hearing on all the fee applications.

For these reasons, the Court has decided to defer any decision on this fee application, until after the Chapter 7 Trustee has filed his final report. Accordingly,

IT IS ORDERED that the Court declines to grant or deny the application at this time, but instead will defer ruling on the application until after the Chapter 7 Trustee has filed his final report and his fee application.

**Signed on October 20, 2014**

/s/ Thomas J. Tucker

**Thomas J. Tucker**  
**United States Bankruptcy Judge**